

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ANTOINE HANNON,

Plaintiff,

vs.

MATTHEW C. KRAMER, et al.,

Defendants.

1:05-cv-00622-AWI-SMS-P

**ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS** (Doc. 15)

**ORDER DISMISSING ACTION, WITH
PREJUDICE, FOR FAILURE TO
STATE A CLAIM UPON WHICH
RELIEF MAY BE GRANTED** (Doc.
13)

**ORDER THAT DISMISSAL SHALL
COUNT AS A STRIKE PURSUANT TO
28 U.S.C. § 1915(G)**

Plaintiff Antoine Hannon ("plaintiff"), a state prisoner proceeding pro se and in forma pauperis, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 72-302.

On May 23, 2006, the Magistrate Judge filed a Findings and Recommendations herein which was served on plaintiff and which contained notice to plaintiff that an objection to the Findings

1 and Recommendations was to be filed within thirty days. To date,
2 plaintiff has not filed an objection to the Magistrate Judge's
3 Findings and Recommendations.

4 In accordance with the provisions of 28 U.S.C. §
5 636(b) (1) (C) and Local Rule 73-305, this Court has conducted a de
6 novo review of this case. Having carefully reviewed the entire
7 file, the Court finds the Findings and Recommendations to be
8 supported by the record and by proper analysis.

9 Accordingly, IT IS HEREBY ORDERED that:

- 10 1. The Findings and Recommendations, filed May 23, 2006,
11 are ADOPTED IN FULL;
12 2. This action is DISMISSED, with prejudice, for
13 plaintiff's failure to state a claim upon which relief
14 may be granted under section 1983; and
15 3. This dismissal shall count as a strike pursuant to 28
16 U.S.C. § 1915(g).

17
18 IT IS SO ORDERED.

19 **Dated: July 29, 2006**
20 0m8i78

/s/ Anthony W. Ishii
UNITED STATES DISTRICT JUDGE